



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 2  
CARIBBEAN ENVIRONMENTAL PROTECTION DIVISION  
CITY VIEW PLAZA II BUILDING, 7<sup>TH</sup> FLOOR  
ROUTE 165 GUAYNABO, PUERTO RICO 00968

November 6, 2020

**VIA EMAIL**

Mr. Randy Jansen  
President  
Peñuelas Valley Landfill, LLC  
P. O. Box 918, Punta Santiago  
Puerto Rico 00741-0918

**Re: Notice of Termination of Administrative Order on Consent  
Docket Number CWA-02-2018-3104  
2015 MSGP Tracking Number PRR053203**

Dear Mr. Jansen:

This letter concerns the Termination and Satisfaction clause found in Paragraphs 97 to 99 of the Administrative Order on Consent, Docket Number CWA-02-2018-3104 ("2018 Order"), that the U.S. Environmental Protection Agency ("EPA") and Peñuelas Valley Landfill, LLC ("PVL") entered into on September 27, 2018. By letter dated May 19, 2020, EPA notified PVL that it had performed a review of the administrative record concerning 2018 Order and found that PVL has reached substantial compliance, and that the pending compliance activity at the Peñuelas Valley Landfill concerns the performance of the third storm water monitoring event and submittal of such monitoring data results. Also, EPA strongly recommended PVL to initiate the technical analysis of its implementation of non-structural and structural Best Management Practices to assess whether there are in place and working properly to sustain compliance with the Total Suspended Solids effluent limit.

By letter dated August 10, 2020, PVL submitted to EPA an analytical report of the third storm water monitoring event and a request for termination of the 2018 Order. On October 27, 2020, PVL submitted to EPA a Final Compliance Report, dated October 15, 2020, which supplemented the information PVL submitted in the August 10, 2020 letter.

EPA is hereby giving notice that the 2018 Order is terminated. The effective date of termination of the 2018 Order is the date of this letter. Please be informed that issuance of this letter shall not be deemed an election by EPA to forego any administrative or judicial action for penalties, fines, or other appropriate relief under Section 309 of the CWA, 33 U.S.C. § 1319, which resulted from EPA's evaluations and investigations of PVL's compliance with the CWA.

If you have any questions concerning this letter, please contact Ms. Jaime López, Senior Enforcement Officer/Physical Scientist, Clean Water Act Team, at (787) 977-5851, or by email at [lopez.jaime@epa.gov](mailto:lopez.jaime@epa.gov).

Sincerely,

Nancy Rodríguez, P.E.  
Chief  
Multimedia Permits and Compliance Branch

cc: Ángel Meléndez, DNER (via email)  
Jaime Jaen, PVL (via email)